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COURT OF APPEAL, FOURTH APPELLATE DISTRICT

DIVISION ONE

STATE OF CALIFORNIA

THE PEOPLE,

Plaintiff and Respondent,

v.

BRENDA L. FOLEY,

Defendant and Appellant.

D056686

(Super. Ct. No. SCN246565)

APPEAL from a judgment of the Superior Court of San Diego County, Daniel B. Goldstein, Judge. Affirmed.

Brenda L. Foley pleaded guilty to assault with a deadly weapon with force likely to cause great bodily harm (count 3) and child abuse (count 4). In exchange, charges of attempted murder, corporal injury to a spouse, and another count of child abuse were dismissed. Pursuant to the plea agreement, the court sentenced her to the four-year middle term for count 4 and a two-year concurrent term for count 3 and ordered her to

pay a total of \$2,253.75 in restitution and fees. It reserved jurisdiction as to possible further restitution. Foley appeals. We affirm.

BACKGROUND AND DISCUSSION

Because Foley pleaded guilty, she cannot challenge the facts underlying the conviction. (Pen. Code, § 1237.5; *People v. Westbrook* (1996) 43 Cal.App.4th 220, 223-224.) We need not recite them.

Appointed appellate counsel has filed a brief summarizing the facts and proceedings below. She presents no argument for reversal, but asks this court to review the record for error as mandated by *People v. Wende* (1979) 25 Cal.3d 436 (*Wende*). Pursuant to *Anders v. California* (1967) 386 U.S. 738 (*Anders*), counsel refers us to possible but not arguable issues: whether Foley was advised of the consequences of pleading guilty and of her constitutional rights; whether Foley properly waived those rights before pleading guilty; whether Foley's guilty plea is constitutionally valid; whether the court imposed the sentence in compliance with the plea agreement; and whether it abused its discretion in rendering judgment.

We granted Foley permission to file a brief on her own behalf. She has not responded. A review of the record pursuant to *Wende*, including the possible issues listed pursuant to *Anders*, has disclosed no reasonably arguable appellate issues. Foley has been adequately represented by counsel on this appeal.

DISPOSITION

The judgment is affirmed.

McINTYRE, J.

WE CONCUR:

NARES, Acting P.J.

HALLER, J.